IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
WRIT PETITION NO.266 OF 2007

The Commissioner of Central Excise Thane-I .. Petitioner

vs

1. Customs Excise and Service Tax Appellate Tribunal .. Respondents

Mr.M.I.Sethna,Sr.Counsel with Ms.S.D.Bhosale for Petitioner
Mr.Manoj Sanklecha with Mr.S.P.Bharati for Respondent no.2

WITH WRIT PETITION NO. 151 OF 2007

M/s Shivarati Textiles Pvt.Ltd .. Petitioner

vs

The Union of India & ors .. Respondents

CORAM : S.RADHAKRISHNAN & V.C.DAGA, JJ

DATE : 7th June, 2007

P.C.

1. Heard learned counsel for the petitioner and learned counsel for the respondents.

2. By this petition, the petitioner is challenging the order of CESTAT dated 8th August, 2006 whereby CESTAT had granted full waiver of pre-deposit of duty as well as penalty amount. We have perused the order of the CESTAT. The said order was passed as far back as on 8th August, 2006. Learned senior counsel for the petitioner fairly stated they had not moved CESTAT for out of turn hearing though

such liberty has been explicitly granted in para 3.1 of the said order. Today, we are in the month of June, 2007. In the aforesaid facts and circumstances, we direct CESTAT to expeditiously dispose of the aforesaid pending appeal as expeditiously as possible preferably within a period of four weeks from today.

3. Writ Petition stand disposed of accordingly.

Both learned counsel for the petitioner and the respondents categorically state that they will not protract or seek any adjournment before CESTAT.

(V.C.Daga, J) (Dr.S.Radhakrishnan, J)